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| 11 | | Facsimile: 713-877-1145 |
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| 12 | | Attorneys for Plaintiff EIT HOLDINGS, LLC |
| 13 | | EIT HOLDINGS, LEC |
| | | |
| 14 | IN THE UNITED STAT | ES DISTRICT COURT |
| 15 | FOR THE NORTHERN DISTRICT OF CALIFORNIA | |
| 16 | SAN FRANCISCO DIVISION | |
| 17 | EIT HOLDINGS, LLC, a Delaware company | Case No. 3:10-cv-05623-JCS |
| 18 | Plaintiff, | STIPULATION AND [PROPOSED] ORDER REGARDING CONTINUANCE OF CASE |
| 19 | V. | MANAGEMENT CONFERENCE DATE |
| | | |
| 20 | YELP!, INC., a Delaware corporation; | |
| 21 | TICKETMASTER L.L.C., a Virginia corporation; | |
| 21 | NETFLIX, INC., a Delaware corporation; LINKEDIN CORPORATION, a Delaware | |
| 22 | corporation; | |
| | CLASSMATES ONLINE, INC., a Washington | |
| 23 | Corporation; | |
| 24 | eHARMONY.COM, INC., a Delaware | |
| ∠ '1 | Corporation; MONSTER WORLDWIDE, INC., a Delaware | |
| 25 | Corporation; and | |
| | THE STREET.COM, Inc., a Delaware | |
| 26 | Corporation; | |
| 27 | | |
| ۷/ | Defendants. | |
| 28 | | |

| 1 | Pursuant to Civil Local Rules 6-1(b) and 6-2, Plaintiff EIT Holdings, LLC ("Plaintiff") and | |
|----|---|--|
| 2 | Defendants Yelp! Inc., Ticketmaster L.L.C., Netflix, Inc., LinkedIn Corp., eHarmony.com, Inc., and | |
| 3 | TheStreet.com, Inc. hereby stipulate to continuing the Initial Case Management Conference currently | |
| 4 | scheduled for March 18, 2011 at 1:30 p.m. The parties request this modification because Plaintiff has not | |
| 5 | yet served the two other defendants in this case—Classmates Online, Inc. and Monster Worldwide, | |
| 6 | Inc.—and because Plaintiff intends to file a second amended complaint that would add another party to | |
| 7 | the litigation. If any one of these other defendants declines to proceed before this Court, this case would | |
| 8 | be reassigned and the results of any case management conference would be vacated. Accordingly, IT IS | |
| 9 | HEREBY STIPULATED by and between the parties, through their respective counsel undersigned, that: | |
| 10 | The date of the initial Case Management Conference currently set for March 18, 2011, at 1:30 | |
| 11 | p.m. will be moved to April 29, 2011 at 1:30 p.m. | |
| 12 | | |
| 13 | Dated: February 23, 2011 DURIE TANGRI LLP | |
| 14 | Dru /a/Druga M. Kant | |
| 15 | By: <u>/s/Ryan M. Kent</u> DARALYN J. DURIE | |
| 16 | RYAN M. KENT JESSE GERACI | |
| 17 | Attorneys for Defendants | |
| 18 | YELP!, IŇC., TĬCKETMASTER L.L.C., LINKEDIN CORP., NETFLIX, INC., | |
| 19 | eHARMONY.COM, INC., THESTREET.COM, INC. | |
| 20 | | |
| 21 | Dated: February 23, 2011 GOLDSTEIN & VOWELL LLP | |
| 22 | | |
| 23 | By: <u>/s/ Jody M. Goldstein</u> EDWARD W. GOLDSTEIN | |
| 24 | CORBY VOWELL JODY M. GOLDSTEIN | |
| 25 | ALISA LIPSKI | |
| 26 | Attorneys for Plaintiff EIT HOLDINGS, LLC | |
| 27 | | |
| 28 | | |

FILER'S ATTESTATION

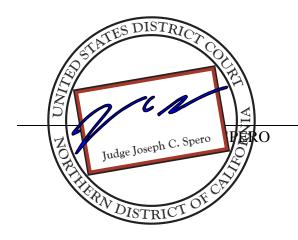
Pursuant to General Order No. 45, Section X (B) regarding signatures, I, Ryan M. Kent, attest that concurrence in the filing of this document has been obtained.

Dated: February 23, 2011

/s/ Ryan M. Kent RYAN M. KENT

IT IS HEREBY ORDERED:

Dated: February <u>28</u>, 2011



1 **CERFITICATE OF SERVICE** 2 I certify that all counsel of record is being served on February 23, 2011 with a copy of this 3 document via the Court's CM/ECF system. 4 Edward W. Goldstein Jody M. Goldstein 5 Goldstein & Vowell, LLP Goldstein & Vowell, LLP 6 1177 West Loop South, Suite 400 1177 West Loop South, Suite 400 Houston, Texas 77027 Houston, Texas 77027 7 EGoldstein@gviplaw.com JGoldstein@gviplaw.com 8 Mark W. Good Alisa A. Lipski Terra Law LLP Goldstein & Vowell, LLP 9 1177 West Loop South, Suite 400 177 Park Avenue, 3rd Floor 10 San Jose, CA 95113 Houston, Texas 77027 mgood@terra-law.com ALipski@gviplaw.com 11 Corby R. Vowell 12 Goldstein & Vowell, LLP 1177 West Loop South, Suite 400 13 Houston, Texas 77027 14 CVowell@gviplaw.com 15 16 Dated: February 23, 2011 /s/ Ryan M. Kent RYAN M. KENT 17 18 19 20 21 22 23 24 25 26 27 28